

Message Text

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PAGE 01 BERN 05726 01 OF 02 071128Z
ACTION ACDA-12

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CIAE-00 PM-05 H-01 INR-07 L-03 NSAE-00 PA-01
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FM AMEMBASSY BERN
TO SECSTATE WASHDC IMMEDIATE 5374
SECDEF WASHDC IMMEDIATE
INFO AMEMBASSY MOSCOW

S E C R E T SECTION 1 OF 2 BERN 5726

FROM AMBASSADOR WARNKE

EO 11652: GDS
TAGS: PARM XO
SUBJ: US-SOVIET INDIAN OCEAN TALKS

1. FOLLOWING IS UNOFFICIAL TRANSLATION OF SOVIET DRAFT TEXT
INDIAN OCEAN AGREEMENT TALED DEC 6 AT FIRST MEETING OF
INDIAN OCEAN TALKS. ADDITIONAL COMMENTS ON INITIAL MEETING
FOLLOWS SEPTTEL.

2. BEGIN TEXT:

AGREEMENT
BETWEEN THE UNION OF SOVIET SOCIALIST REPUBLICS
AND
THE UNITED STATES OF AMERICA
ON MUTUAL LIMITATION AND SUBSEQUENT REDUCTION
OF MILITARY ACTIVITY IN THE INDIAN OCEAN

THE UNION OF SOVIET SOCIALIST REPUBLICS AND THE UNITED
STATES OF AMERICAN, HEREINAFTER REFERRED TO AS THE PARTIES,
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PAGE 02 BERN 05726 01 OF 02 071128Z

GUIDED BY THEIR OBLIGATIONS UNDER THE CHARTER OF THE
UNITED NATIONS TO MAINTAIN PEACE, REFRAIN FROM THE
THREAT OR USE OF FORCE AS WELL AS BY THE GOALS OF
DEEPENING THE RELAXATION OF INTERNATIONAL TENSION AND
EXTENDING IT TO ALL AREAS OF THE WORLD AND IN
PARTICULAR TO THE INDIAN OCEAN AREA,

SEEKING TO CONTRIBUTE TO THE DEVELOPMENT OF PEACEFUL RELATIONS BETWEEN THE USSR AND THE USA ON THE BASIS OF THE PRINCIPLE OF EQUALITY AND EQUAL SECURITY AND TO PROMOTE THE CONSOLIDATION OF THE CONSTRUCTIVE BASIS FOR SUCH RELATIONS AND MUTUAL TRUST,

TAKING INTO ACCOUNT THE SPECIAL INTEREST OF THE LITTORAL STATES OF THE INDIAN OCEAN IN STRENGTHENING PEACE AND SECURITY IN THE REGION WHICH HAS FOUND ITS EXPRESSION IN PARTICULAR IN THE INITIATIVE OF THOSE STATES TO DECLARE THE INDIAN OCEAN A ZONE OF PEACE,

DESIROUS OF MAKING AN EFFECTIVE CONTRIBUTION TO THE SOLUTION OF ALL THESE TASKS BY TAKING MUTUAL MEASURES AIMED AT PREVENTING THE DEVELOPMENT OF AN ARMS RACE IN THE INDIAN OCEAN,

EXPRESSING THE INTENTION TO MAKE THEIR ACTIVITIES IN THE INDIAN OCEAN STRICTLY CONFORM TO THE PRINCIPLES

AND RULES OF INTERNATIONAL LAW CONCERNING HIGH SEAS FREEDOMS, INCLUDING FREEDOM OF NAVIGATION, THE RIGHT TO MAINTAIN COMMERCIAL TIES ALONG SEA ROUTES, TO UNDERTAKE SCIENTIFIC AND OCEANOGRAPHIC RESEARCH AND TO ENSURE THE CONDUCT OF EXPERIMENTS IN OUTER SPACE,
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PAGE 03 BERN 05726 01 OF 02 071128Z

AS A FIRST STEP HAVE AGREED AS FOLLOWS:

ARTICLE I

THE PARTIES HEREBY DECLARE:

1. EACH PARTY SHALL NOT INCREASE THE PRESENCE OF ITS ARMED FORCES IN THE INDIAN OCEAN ABOVE THE AVERAGE ANNUAL LEVEL OF THEIR PRESENCE IN THE AREA OVER THE FIVE YEARS PRECEDING THE CONCLUSION OF THIS AGREEMENT. EACH PARTY SHALL NEITHER TAKE ACTIONS IN THE AREAS DIRECTLY ADJACENT TO THE INDIAN OCEAN WHICH WOULD SUBSTANTIALLY ALTER THE SITUATION THERE TO ITS ADVANTAGE AND THEREBY QUESTION COMPLIANCE WITH THE PROVISIONS OF THIS PARAGRAPH.

2. EACH PARTY SHALL NOT SIGNIFICANTLY ALTER THE COMPOSITION OR STRUCTURE OF ITS ARMED FORCES IN THE INDIAN OCEAN AS COMPARED TO THE AVERAGE ANNUAL CHARACTERISTICS OF THEIR COMPOSITION AND STRUCTURE IN THE AREA OVER THE FIVE YEARS PRECEDING THE CONCLUSION OF THIS AGREEMENT.

IN DOING SO THE PARTIES PROCEED FROM THE PREMISE THAT THEY DO NOT AND SHALL NOT INTRODUCE IN THE INDIAN OCEAN THEIR STRATEGIC FORCES INCLUDING SUBMARINES CARRYING BALLISTIC MISSILES AND LAND-BASED AND SEA-BASED STRATEGIC AIRCRAFT, DO NOT AND SHALL NOT ESTABLISH IN THE AREA COASTAL SUPPORT FACILITIES FOR THEIR STRATEGIC FORCES, DO NOT AND SHALL NOT INTRODUCE THERE FLOATING FACILITIES DESIGNED FOR THIS PURPOSE, AND EQUALLY DO NOT AND SHALL NOT EMPLACE ON THE SEA-BED DEVICES CONNECTED WITH THE OPERATION OF THESE FACILITIES.

3. EACH PARTY SHALL NOT INCREASE ABOVE THE LEVEL EXISTING AT THE TIME OF SIGNING THIS AGREEMENT ITS OWN STATIONARY FACILITIES INTENDED FOR THE SUPPORT
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PAGE 04 BERN 05726 01 OF 02 071128Z

OF THEIR ARMED FORCES IN THE INDIAN OCEAN AREA IN CASE IT POSSESSES SUCH FACILITIES AND SHALL NOT INITIATE CONSTRUCTION OF ANY NEW SUCH FACILITY.

4. THE PROVISIONS OF PARAGRPHS 1 AND 2 OF THIS ARTICLE SHALL NOT APPLY TO AUXILIARY VESSELS WITH NO STATIONARY ARMAMENT AND ALSO TO WARHIPS OF THE PARTIES WHILE IN TRANSIT IN THE INDIAN OCEAN.

ARTICLE II

THE PARTIES DECLARE FURTHER THAT EACH OF THEM IN ITS RELATIONSWITH THIRD STATES SHALL TAKE INTO ACCOUNT THAT IT IS IMPORTANT FOR ACTIONS BY THOSE STATES IN THE INDIAN OCEAN NOT TO PREJUDICE THE GOALS AND SPIRIT OF THIS AGREEMENT. HOWEVER, SHOULD ANY STATE OR GROUP OF STATES BOUND BY ITS UNDERTAKING AS AN ALLY TO ONE OF THE PARTIES INCREASE SUBSTANTIALLY THE PRESENCE AND ACTIVITIES OF ITS ARMED FORCES IN THE INDIAN OCEAN, AN EQUIVALENT INCREASE BY THE OTHER PARTY OF THE PRESENCE AND ACTIVITIES OF ITS ARMED FORCES ABOVE THE LEVEL SPECIFIED IN ARTICLE 1 ABOVE SHALL NOT CONSTITUTE A VIOLATION OF THE PROVISIONS OF THAT ARTICLE.

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PAGE 01 BERN 05726 02 OF 02 061629Z POSS DUPE
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S E C R E T SECTION 2 OF 2 BERN 5726

FROM AMBASSADOR WARNKE

ARTICLE III

THE PARTIES DECLARE THAT THEY REGARD THIS AGREEMENT
AS AN INITIAL STAGE TOWARDS MUTUAL REDUCTION OF THEIR
MILITARY ACTIVITY IN THE INDIAN OCEAN AREA, INCLUDING
REDUCTION AND ELIMINATION OF STATIONARY BASE AND
SUPPORT FACILITIES OF THEIR ARMED FORCES AND REDUCTION
OF THEIR MILITARY PRESENCE IN THE INDIAN OCEAN. FOR
THESE PURPOSES THEY SHALL CONCLUDE A CORRESPONDING
AGREEMENT NEGOTIATIONS ON WHICH WILL START NOT LATER
THAN THREE MONTHS AFTER THE ENTRY INTO FORCE OF THIS
AGREEMENT.

ARTICLE IV

NOT LATER THAN 6 MONTHS FROM THE DATE OF THE ENTRY
INTO FORCE OF THIS AGREEMENT REPRESENTATIVES OF THE
PARTIES SHALL MEET TO REVIEW THE IMPLEMENTATION OF ITS
PROVISIONS. THEREAFTER SUCH CONSULTATIONS WILL BE HELD
AT INTERVALS TO BE DECIDED BY THE PARTIES.

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PAGE 02 BERN 05726 02 OF 02 061629Z POSS DUPE

ARTICLE V

FOR THE PURPOSES OF THIS AGREEMENT THE FOLLOWING
TERMS MEAN:

1. "THE INDIAN OCEAN" MEANS THE GEOGRAPHICAL SPACE
WITH THE FOLLOWING BOUNDARIES:

- IN THE WEST: ALONG THE EAST COAST OF AFRICA FROM

THE SOUTHERN ENTRANCE TO THE SUEZ CANAL, INCLUDING THE RED SEA, UP TO CAPE AGULHAS AND FARTHER ALONG THE MERIDIAN 20 DEGREES EAST LONGITUDE SOUTHWARD UP TO THE PARALLEL 60 DEGREES SOUTH LATITUDE;

-. IN THE NORTH: ALONG THE COAST OF ASIA, INCLUDING THE GULF OF ADEN, THE PERSIAN GULF, THE ARABIAN SEA, THE BAY OF BENGAL, THE ANDAMAN SEA UP TO THE NORTH-WESTERN ENTRANCE TO THE STRAIT OF MALACCA;

- IN THE EAST: ALONG THE SOUTH COASTS OF THE ISLANDS OF SUMATRA, JAVA, SUMBA, TIMOR, INCLUDING THE ARAFURA SEA AND THE TIMOR SEAS, THE GULF OF CARPENTARIA AND FARTHER ALONG THE EAST AND SOUTH COASTS OF AUSTRALIA, INCLUDING THE BASS STRAIT, ALONG THE WEST COAST OF THE ISLAND OF TASMANIA UP TO ITS SOUTHMOST POINT AND FARTHER ALONG THE MERIDIAN 147 DEGREES EAST LONGITUDE UP TO THE PARALLEL 60 DEGREES SOUTH LATITUDE;

- IN THE SOUTH: 60 DEGREES SOUTH LATITUDE, TAKING INTO ACCOUNT THE EFFECT OF THE ANTARCTIC TREATY TO THE SOUTH OF THE LATITUDE.

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PAGE 03 BERN 05726 02 OF 02 061629Z POSS DUPE

IN THIS CONTEXT" THE OCEAN" REFERS TO THE BODY OF WATER AND THE SEA-BED AS WELL AS THE AIR SPACE ABOVE THEM.

2. "TRANSIT" MEANS A PASSAGE BY A SHIP (A GROUP OF SHIPS) FROM THE ATLANTIC OCEAN TO THE PACIFIC OCEAN (OR FROM THE PACIFIC OCEAN TO THE ATLANTIC OCEAN) THROUGH THE INDIAN OCEAN, WHICH IS A NECESSARY CONNECTING LINK BETWEEN THEM, FOR THE PURPOSE OF CROSSING IT FOLLOWING OPTIMUM ROUTES DETERMINED BY THE NAVIGATION EXPEDIENCE TAKING INTO ACCOUNT THE HYDRO-METEOROLOGICAL SITUATION WITH THE RIGHT OF CALLING PORTS TO REPLENISH SUPPLIES AND UNDER FORCEA-MAJEURE CIRCUMSTANCES WITHIN THE TIME LIMITS DEPENDING ON THE TECHNICAL PERFORMANCE OF A SHIP (A GROUP OF SHIPS) AND ON THE CAPABILITIES OF PORTS OF CALL.

ARTICEL VI

1. THIS AGREEMENT SHALL ENTER INTO FORCE UPON SIGNATURE.

2. UNLESS SUPERSEDED BY A SUBSEQUENT AGREEMENT, THIS AGREEMENT SHALL REMAIN IN FORCE FOR A PERIOD OF THREE YEARS.

3. EACH PARTY SHALL, IN EXERCISING ITS NATIONAL SOVEREIGNTY, HAVE THE RIGHT TO WITHDRAW FROM THIS AGREEMENT, IF IT DECIDES THAT EXTRAORDINARY EVENTS RELATED TO THE SUBJECT MATTER OF THIS AGREEMENT HAVE JEOPARDIZED ITS SUPREME INTERESTS. IT SHALL GIVE NOTICE OF SUCH WITHDRAWAL TO THE OTHER PARTY THREE MONTHS IN ADVANCE. SUCH NOTICE SHALL INCLUDE A STATEMENT OF THE EXTRAORDINARY EVENTS THE NOTIFYING PARTY REGARDS AS HAVING JEOPARDIZED ITS SUPREME INTERESTS.

DONE AT ---- ON ---- IN TWO COPIES, EACH IN THE
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PAGE 04 BERN 05726 02 OF 02 061629Z POSS DUPE

RUSSIAN AND ENGLISH LANGUAGES, BOTH TEXTS BEING EQUALLY AUTHENTIC.

FOR THE UNION OF	FOR THE UNITED STATES
SOVIET SOCIALIST	OF AMERICA
REPUBLICS	

END TEXT.
WARNER

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Message Attributes

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